

Message Text

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ACTION IO-14

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UNCLAS SECTION 1 OF 2 USUN 3428

E.O. 11652: N/A

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SUBJ: SOVIET PROPOSAL ON ENVIRONMENT MODIFICATION (ENMOD)

SOVIET DRAFT RESOLUTION ON ENMOD CONTAINING DRAFT INTERNATIONAL CONVENTION WAS CIRCULATED AT ORGANIZATIONAL SESSION OF FIRST COMMITTEE SEPTEMBER 25. RESOLUTION REQUESTS CCD TO PROCEED AS SOON AS POSSIBLE TO ACHIEVING AGREEMENT ON THE TEXT OF SUCH A CONVENTION AND SUBMIT A REPORT TO THE 30TH GA. SOV REP ISRAELYAN IN BRIEF REMARKS PROMISED FURTHER CLARIFICATION OF SOV PROPOSAL IN DISARMAMENT DEBATE WHICH IS NOW SCHEDULED TO BEGIN IN FIRST COMMITTEE AROUND OCTOBER 18.

QUOTE: PROHIBITION OF ACTION TO INFLUENCE THE ENVIRONMENT AND CLIMATE FOR MILITARY AND OTHER PURPOSES INCOMPATIBLE WITH THE MAINTENANCE OF INTERNATIONAL SECURITY, HUMAN WELL-BEING AND HEALTH

UNION OF SOVIET SOCIALIST REPUBLICS: DRAFT RESOLUTION

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THE GENERAL ASSEMBLY,
NOTING THE CONCERN OF PEOPLES TO CONSOLIDATE PEACE AND TO
PURSUE EFFORTS DESIGNED TO SAVE MANKIND FROM THE DANGER OF
USING NEW MEANS OF WARFARE, TO LIMIT THE ARMS RACE AND TO
BRING ABOUT DISARMAMENT,
BEARING IN MIND THAT, UNDER CONDITIONS OF CONTINUOUS SCIENTIFIC
AND TECHNOLOGICAL PROGRESS, NEW POSSIBILITIES ARISE FOR USING
THE RESULTS OF THIS PROGRESS NOT ONLY FOR PEACEFUL BUT ALSO
FOR MILITARY PURPOSES,
CONVINCED THAT THE PROHIBITION OF ACTION TO INFLUENCE THE
ENVIRONMENT AND CLIMATE FOR MILITARY AND OTHER PURPOSES IN-
COMPATIBLE WITH THE MAINTENANCE OF INTERNATIONAL SECURITY,
HUMAN WELL-BEING AND HEALTH WOULD SERVE THE CAUSE OF STRENGTHENING
PEACE AND AVERTING THE THREAT OF WAR,
TAKING INTO ACCOUNT THE PROFOUND INTEREST OF STATES AND PEOPLES
IN THE ADOPTION OF MEASURES TO PRESERVE AND IMPROVE THE ENVIRONMENT
FOR THE BENEFIT OF PRESENT AND FUTURE GENERATIONS,

1. CONSIDERS IT NECESSARY TO ADOPT, THROUGH THE CONCLUSION
OF AN APPROPRIATE INTERNATIONAL CONVENTION, EFFECTIVE MEASURES
TO PROHIBIT ACTION TO INFLUENCE THE ENVIRONMENT AND CLIMATE
FOR MILITARY AND OTHER PURPOSES INCOMPATIBLE WITH THE MAINTENANCE
OF INTERNATIONAL SECURITY, HUMAN WELL-BEING AND HEALTH;

2. TAKES INTO ACCOUNT THE DRAFT INTERNATIONAL "CONVENTION ON
THE PROHIBITION OF ACTION TO INFLUENCE THE ENVIRONMENT AND
CLIMATE FOR MILITARY AND OTHER PURPOSES INCOMPATIBLE WITH
THE MAINTENANCE OF INTERNATIONAL SECURITY, WELL-BEING AND
HEALTH" SUBMITTED TO THE GENERAL ASSEMBLY BY THE UNION OF
SOVIET SOCIALIST REPUBLICS, AS WELL AS OTHER POINTS OF VIEW
AND SUGGESTIONS PUT FORWARD DURING THE DISCUSSION OF THIS QUESTION;

3. REQUESTS THE COMMITTEE ON DISARMAMENT TO PROCEED AS SOON
AS POSSIBLE TO ACHIEVING AGREEMENT ON THE TEXT OF SUCH A CON-
VENTION AND TO SUBMIT A REPORT ON THE RESULTS ACHIEVED FOR
CONSIDERATION BY THE GENERAL ASSEMBLY AT ITS THIRTIETH
SESSION;

4. REQUESTS THE SECRETARY-GENERAL TO TRANSMIT TO THE COMMITTEE
ON DISARMAMENT ALL DOCUMENTS RELATING TO THE DISCUSSION
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BY THE GENERAL ASSEMBLY AT ITS TWENTY-NINTH SESSION OF THE ITEM
ENTITLED "PROHIBITION OF ACTION TO INFLUENCE THE ENVIRONMENT
AND CLIMATE FOR MILITARY AND OTHER PURPOSES INCOMPATIBLE WITH
THE MAINTENANCE OF INTERNATIONAL SECURITY, HUMAN WELL-BEING
AND HEALTH";

5. DECIDES TO INCLUDE IN THE PROVISIONAL AGENDA OF ITS THIRTIETH
SESSION AN ITEM ENTITLED "PROHIBITION OF ACTION TO INFLUENCE

THE ENVIRONMENT AND CLIMATE FOR MILITARY AND OTHER PURPOSES
INCOMPATIBLE WITH THE MAINTENANCE OF INTERNATIONAL SECURITY,
HUMAN WELL-BEING AND HEALTH".

ANNEX

CONVENTION ON THE PROHIBITION OF ACTION TO INFLUENCE THE ENVIRONMENT
AND CLIMATE FOR MILITARY AND OTHER PURPOSES INCOMPATIBLE
WITH THE MAINTENANCE OF INTERNATIONAL SECURITY, HUMAN WELL-
BEING AND HEALTH

UNION OF SOVIET SOVIALIST REPUBLICS: DRAFT CONVENTION

STATES PARTIES TO THIS CONVENTION,
GUIDED BY THE INTERESTS OF CONSOLIDATING PEACE AND WISHING
TO CONTRIBUTE TO THE CAUSE OF SAVING MANKIND FROM THE DANGER
OF USING NEW MEANS OF WARFARE, LIMITING THE ARMS RACE AND
BRINGING ABOUT DISARMAMENT,
TAKING INTO ACCOUNT THAT, UNDER CONDITIONS OF CONTINUOUS
SCIENTIFIC AND TECHNOLOGICAL PROGRESS, NEW POSSIBILITIES ARISE
FOR USING THE RESULT OF THIS PROGRESS NOT ONLY FOR PEACEFUL
BUT ALSO FOR MILITARY PURPOSES,
CONSIDERING THAT ACTION TO INFLUENCE THE ENVIRONMENT AND CLIMATE
FOR MILITARY PURPOSES MAY REPRESENT AN EXCEPTIONAL DANGER TO
UNIVERSAL PEACE AND SECURITY AS WELL AS TO HUMAN WELL-BEING
AND HEALTH,
EXPRESSING THE PROFOUND INTEREST OF STATES AND PEOPLES IN
THE ADOPTION OF MEASURES TO PRESERVE AND IMPROVE THE ENVIRON-
MENT FOR THE BENEFIT OF PRESENT AND FUTURE GENERATIONS,
DESIRING TO CONTRIBUTE TO THE DEEPENING OF CONFIDENCE AMONG
PEOPLES AND TO THE FURTHER IMPROVEMENT OF THE INTERNATIONAL
SITUATION,
STRIVING TO CO-OPERATE IN IMPLEMENTING THE PURPOSES AND
PRINCIPLES OF THE CHARTER OF THE UNITED NATIONS,
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HAVE AGREED ON THE FOLLOWING:

ARTICLE I

EACH OF THE PARTIES TO THE CONVENTION UNDERTAKES NOT
TO USE METEOROLOGICAL, GEOPHYSICAL OR ANY OTHER SCIENTIFIC
OR TECHNOLOGICAL MEANS OF INFLUENCING THE ENVIRONMENT, IN-
CLUDING THE WEATHER AND CLIMATE, FOR MILITARY AND OTHER PURPOSES
INCOMPATIBLE WITH THE MAINTENANCE OF INTERNATIONAL SECURITY,
HUMAN WELL-BEING AND HEALTH, AND, FURTHERMORE, NEVER UNDER
ANY CIRCUMSTANCES TO RESORT TO SUCH MEANS OF INFLUENCING
THE ENVIRONMENT AND CLIMATE OR TO CARRY OUT PREPARATIONS
FOR THEIR USE.

ARTICLE II

1. FOR THE PURPOSES OF THIS CONVENTION, THE ACTIVITIES REFERRED

TO IN ARTICLE I OF THIS CONVENTION CONSIST OF THOSE ACTIVE INFLUENCES ON THE SURFACE OF THE LAND, THE SEA-BED AND THE OCEAN FLOOR, THE DEPTHS OF THE EARTH, THE MARINE ENVIRONMENT, THE ATMOSPHERE OR ON ANY OTHER ELEMENTS OF THE ENVIRONMENT THAT MAY CAUSE DAMAGE BY THE FOLLOWING MEANS:

(A) INTRODUCTION INTO THE CLOUD SYSTEMS (AIR MASSES) OF CHEMICAL REAGENTS FOR THE PURPOSE OF CAUSING PRECIPITATION (FORMATION OF CLOUDS) AND OTHER MEANS OF BRINGING ABOUT A REDISTRIBUTION OF WATER RESOURCES;

(B) MODIFICATION OF THE ELEMENTS OF THE WEATHER, CLIMATE AND THE HYDROLOGICAL SYSTEM ON LAND IN ANY PART OF THE SURFACE OF THE EARTH;

(C) DIRECT OR INDIRECT ACTION TO INFLUENCE THE ELECTRICAL PROCESSES IN THE ATMOSPHERE;

(D) DIRECT OR INDIRECT DISTURBANCE OF THE ELEMENTS OF THE ENERGY AND WATER BALANCE OF METEOROLOGICAL PHENOMENA (CYCLONES, ANTICYCLONES, CLOUD FRONT SYSTEMS);

(E) DIRECT OR INDIRECT MODIFICATIONS OF THE PHYSICAL AND CHEMICAL PARAMETERS OF THE SEAS AND OCEANS, THE SEASHORE, SEA-BED AND OCEAN FLOOR THAT MAY LEAD TO A CHANGE IN THE HYDROLOGICAL SYSTEM, WATER INTERCHANGE PROCESS AND THE ECOLOGY OF THE BIOLOGICAL RESOURCES OF THE SEAS AND OCEANS;

(F) DIRECT OR INDIRECT STIMULATION OF SEISMIC WAVES BY ANY METHODS OR MEANS THAT MAY PRODUCE EARTHQUAKES AND ACCOMPANYING PROCESSES AND PHENOMENA, OR DESTRUCTIVE OCEAN WAVES, INCLUDING TSUNAMI;

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(G) DIRECT OR INDIRECT ACTION ON THE SURFACE OF AN AREA OF WATER THAT MAY LEAD TO A DISTURBANCE OF THE THERMAL AND GASEOUS INTERCHANGE BETWEEN THE HYDROSPHERE AND THE ATMOSPHERE;

(H) THE CREATION OF ARTIFICIAL CONTINUOUS ELECTROMAGNETIC AND ACOUSTIC FIELDS IN THE OCEANS AND SEAS;

(I) MODIFICATION OF THE NATURAL STATE OF THE RIVERS, LAKES, SWAMPS AND OTHER AQUEOUS ELEMENTS OF THE LAND BY ANY METHODS OR MEANS, LEADING TO REDUCTION IN THE WATER-LEVEL, DRYING UP, FLOODING, INUNDATION, DESTRUCTION OF HYDROTECHNICAL INSTALLATIONS OR HAVING OTHER HARMFUL CONSEQUENCES;

(J) DISTURBANCE OF THE NATURAL STATE OF THE LITHOSPHERE, INCLUDING THE LAND SURFACE, BY MECHANICAL, PHYSICAL OR OTHER MEANS, CAUSING EROSION, A CHANGE IN THE MECHANICAL STRUCTURE, DESICCATION OR FLOODING OF THE SOIL, OR INTERFERENCE WITH IRRIGATION OR LAND IMPROVEMENT SYSTEMS;

(K) THE BURNING OF VEGETATION AND OTHER ACTIONS LEADING TO A DISTURBANCE OF THE ECOLOGY OF THE VEGETABLE AND ANIMAL KINGDOM;

(L) DIRECT OR INDIRECT ACTION TO INFLUENCE THE IONIZED OR OZONE LAYERS IN THE ATMOSPHERE, THE INTRODUCTION OF HEAT AND RADIANT ENERGY ABSORBING AGENTS IN THE ATMOSPHERE AND THE

CONTIGUOUS LAYER, OR OTHER ACTION THAT MIGHT LEAD TO DISTURBANCES
OF THE THERMAL AND RADIATION EQUILIBRIUM OF THE EARTH-
ATMOSPHERE-SUN SYSTEM.

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2. SUBSEQUENTLY, IN ACCORDANCE WITH THE PROVISIONS OF THIS
CONVENTION, THE LIST OF ACTIONS ENUMERATED IN PARAGRAPH 1
OF THIS ARTICLE MAY BE SUPPLEMENTED OR AMENDED DEPENDING UPON
THE PROGRESS OF SCIENTIFIC AND TECHNOLOGICAL RESEARCH.

ARTICLE III

EACH OF THE PARTIES TO THE CONVENTION UNDERTAKES TO REFRAIN
FROM ASSISTING, ENCOURAGING OR INDUCING ANY STATE, GROUP
OF STATES OR INTERNATIONAL ORGANIZATIONS WHATSOEVER TO CARRY
OUT ACTIVITIES THAT VIOLATE THE PROVISIONS OF THIS CONVENTION,
AS WELL AS TO REFRAIN FROM PARTICIPATING EITHER DIRECTLY OR
INDIRECTLY IN SUCH ACTIVITIES CARRIED OUT BY OTHER STATES
OR INTERNATIONAL ORGANIZATIONS.

ARTICLE IV

EACH PARTY TO THIS CONVENTION UNDERTAKES, IN ACCORDANCE
WITH ITS OWN CONSTITUTIONAL PROCEDURES, TO ADOPT THE NECESSARY

MEASURES TO PROHIBIT AND PREVENT ANY ACTIVITY CARRIED OUT IN
VIOLATION OF THE PROVISIONS OF THIS CONVENTION ANYWHERE
WHATSOEVER WITHIN ITS JURISDICTION OR UNDER ITS CONTROL.
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ARTICLE V

NOTHING IN THIS CONVENTION SHALL IMPEDE THE ECONOMIC OR
SCIENTIFIC AND TECHNOLOGICAL DEVELOPMENT OF THE PARTIES TO
THE CONVENTION OR INTERNATIONAL ECONOMIC AND SCIENTIFIC
CO-OPERATION IN THE UTILIZATION, PRESERVATION AND IMPROVEMENT
OF THE ENVIRONMENT FOR PEACEFUL PURPOSES.

ARTICLE VI

ANY PARTY TO THIS CONVENTION THAT LEARNS THAT ANY OTHER PARTY
TO THE CONVENTION IS ACTING IN VIOLATION OF THE OBLIGATIONS
FLOWING FROM THE PROVISIONS OF THE CONVENTION
MAY LODGE A COMPLAINT WITH THE SECURITY COUNCIL OF THE UNITED
NATIONS. SUCH A COMPLAINT SHALL CONTAIN ALL POSSIBLE EVIDENCE
TO SUPPORT THE GROUNDS FOR THE COMPLAINT, TOGETHER WITH A REQUEST
THAT IT BE CONSIDERED BY THE SECURITY COUNCIL.

EACH PARTY TO THIS CONVENTION UNDERTAKES TO CO-OPERATE
IN CARRYING OUT ANY INVESTIGATIONS THAT THE SECURITY COUNCIL
MAY UNDERTAKE IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER
OF THE UNITED NATIONS ON THE BASIS OF THE COMPLAINT RECEIVED
BY THE COUNCIL. THE SECURITY COUNCIL SHALL INFORM THE STATES
PARTIES TO THE CONVENTION OF THE RESULTS OF SUCH INVESTIGATIONS.

ARTICLE VII

EACH PARTY TO THIS CONVENTION UNDERTAKES TO FURNISH OR SUPPORT
ASSISTANCE PROVIDED IN ACCORDANCE WITH THE CHARTER OF THE
UNITED NATIONS TO ANY PARTY TO THE CONVENTION THAT MAY MAKE
SUCH A REQUEST, IN THE EVENT THAT THE SECURITY COUNCIL ADOPTS
A DECISION TO THE EFFECT THAT THAT PARTY HAS BEEN SUBJECTED
TO DANGER AS A RESULT OF THE VIOLATION OF THE CONVENTION.

ARTICLE VIII

ANY PARTY MAY PROPOSE AN AMENDMENT TO THIS CONVENTION. EACH
PROPOSED AMENDMENT SHALL BE SUBMITTED TO THE DEPOSITARY
GOVERNMENTS AND SHALL BE TRANSMITTED BY THEM TO ALL PARTIES
TO THE CONVENTION, WHICH SHALL INFORM THE DEPOSITARY GOVERNMENTS
OF THE ADOPTION OR REJECTION OF THE AMENDMENT AT THE EARLIEST
POSSIBLE DATE AFTER RECEIVING IT.

THE AMENDMENT SHALL ENTER INTO FORCE FOR EACH PARTY
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ACCEPTING IT AFTER ITS ADOPTION BY THE MAJORITY OF PARTIES TO THE CONVENTION, INCLUDING THE DEPOSITARY GOVERNMENTS, AND SUBSEQUENTLY FOR EACH REMAINING PARTY ON THE DAY ON WHICH IT ADOPTS THAT AMENDMENT.

ARTICLE IX

FIVE YEARS AFTER THE ENTRY INTO FORCE OF THIS CONVENTION, OR BEFORE THAT DATE, IF THE MAJORITY OF PARTIES TO THE CONVENTION SO REQUEST BY SUBMITTING A PROPOSAL FOR THAT PURPOSE TO THE DEPOSITARY GOVERNMENTS, A CONFERENCE OF STATES PARTIES TO THE CONVENTION SHALL BE CONVENED IN FOR THE PURPOSES OF CONSIDERING THE OPERATION OF THE CONVENTION, IN ORDER TO ENSURE THAT ITS PROVISIONS ARE BEING IMPLEMENTED. DURING SUCH CONSIDERATION, ACCOUNT SHALL BE TAKEN OF ALL NEW SCIENTIFIC AND TECHNOLOGICAL ACHIEVEMENTS THAT MAY RELATE TO THE CONVENTION.

ARTICLE X

THIS CONVENTION SHALL BE OF A PERMANENT NATURE.

EACH PARTY TO THIS CONVENTION SHALL HAVE THE RIGHT, WITHIN THE CONTEXT OF THE REALIZATION OF ITS OWN STATE SOVEREIGNTY, TO SECEDE FROM THE CONVENTION, IF IT DECIDES THAT EXCEPTIONAL CIRCUMSTANCES CONNECTED WITH THE CONTENT OF THE CONVENTION HAVE THREATENED THE SUPREME INTERESTS OF ITS COUNTRY. IT SHALL NOTIFY ALL OTHER STATES PARTIES TO THE CONVENTION AND THE SECURITY COUNCIL OF THE UNITED NATIONS THREE MONTHS PRIOR TO ITS SESSION. THE NOTIFICATION SHALL CONTAIN AN ACCOUNT OF THE EXCEPTIONAL CIRCUMSTANCES WHICH, IN THE VIEW OF THAT PARTY, HAVE THREATENED ITS SUPREME INTERESTS.

ARTICLE XI

1. THIS CONVENTION SHALL BE OPEN FOR SIGNATURE BY ALL STATES. ANY STATE THAT DOES NOT SIGN THE CONVENTION BEFORE ITS ENTRY INTO FORCE IN ACCORDANCE WITH PARAGRAPH 3 OF THIS ARTICLE MAY ACCEDE TO IT AT ANY TIME.

2. THIS CONVENTION SHALL BE SUBJECT TO RATIFICATION BY THE SIGNATORY STATES. THE INSTRUMENTS OF RATIFICATION AND THE DOCUMENTS OF ACCESSION SHALL BE DEPOSITED WITH THE GOVERNMENTS OF, WHICH ARE HEREBY DESIGNATED THE DEPOSITARY GOVERNMENTS.

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3. THIS CONVENTION SHALL ENTER INTO FORCE AFTER THE DEPOSIT OF THE INSTRUMENTS OF RATIFICATION BY GOVERNMENTS, INCLUDING GOVERNMENTS DESIGNATED THE DEPOSITARY GOVERNMENTS OF THE CONVENTION.

4. FOR THOSE STATES WHOSE INSTRUMENTS OF RATIFICATION OR DOCUMENTS OF ACCESSION ARE DEPOSITED AFTER THE ENTRY INTO FORCE OF THIS CONVENTION, IT SHALL ENTER INTO FORCE ON THE DAY OF DEPOSIT OF THEIR INSTRUMENTS OF RATIFICATION OR DOCUMENTS OF ACCESSION.

5. THE DEPOSITARY GOVERNMENTS SHALL FORTHWITH NOTIFY ALL STATES THAT SIGN OR ACCEDE TO THIS CONVENTION OF THE DATE OF EACH SIGNATURE, THE DATE OF DEPOSIT OF EACH INSTRUMENT OF RATIFICATION OR DOCUMENT OF ACCESSION, THE DATE OF THE ENTRY INTO FORCE OF THE CONVENTION, AND THE RECEIPT BY THEM OF OTHER INFORMATION.

THIS CONVENTION SHALL BE REGISTERED BY THE DEPOSITARY GOVERNMENTS IN ACCORDANCE WITH ARTICLE 102 OF THE CHARTER OF THE UNITED NATIONS.

ARTICLE XII

THIS CONVENTION, OF WHICH THE CHINESE, ENGLISH, FRENCH, RUSSIAN AND SPANISH TEXTS ARE EQUALLY AUTHENTIC, SHALL BE DEPOSITED IN THE ARCHIVES OF THE DEPOSITARY GOVERNMENTS. CERTIFIED COPIES OF THE CONVENTION SHALL DULY BE FORWARDED BY THE DEPOSITARY GOVERNMENTS TO THE GOVERNMENTS OF STATES SIGNING THE CONVENTION OR ACCEDING TO IT.

IN WITNESS WHEREOF THE UNDERSIGNED, DULY FURNISHED WITH FULL POWERS, HAVE SIGNED THIS CONVENTION.

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